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January 19, 2005

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Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Mail Stop: COC

Re: U.S. Utility Patent No. 6,794,397 B2
Issue Date: September 21, 2004
(from Appl. No. 09/769,420; Filed: January 26, 2001)
For: **Substituted Nicotinamides and Analogs as Activators of Caspases and Inducers of Apoptosis and the Use Thereof**

Inventors: Cai *et al.*
Our Ref: 1735.0440001/RWE/RAS

Sir:

Certificate
JAN 25 2005
of Correction

Transmitted herewith for appropriate action are the following documents:

1. Certificate of Corrections; and
2. One (1) postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

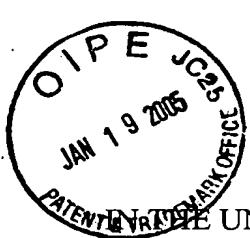
Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Robert A. Schwartzman, Ph.D.
Agent for Applicants
Registration No. 50,211

RAS/law
Enclosures
355356v1

36 JAN 2005



UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Cai *et al.*

Patent No.: 6,794,397 *B2*

Issued: September 21, 2004

For: **Substituted Nicotinamides and
Analogs as Activators of
Caspases and Inducers of
Apoptosis and the Use Thereof**

Confirmation No.: 4240

Art Unit: 1624

Examiner: McKenzie, Thomas C.

Atty. Docket: 1735.0440001/RWE/RAS

**Request For Certificate Of Correction
Under 37 C.F.R. §§ 1.322 and 1.323**

The Honorable Director of
Patents and Trademarks
Washington, DC 20231

Box: COC

Sir:

It is hereby requested that a Certificate of Correction under 37 C.F.R. §§ 1.322 and 1.323 be issued for the above-captioned United States Patent. This Certificate of Correction is being requested due to mistakes which appear in the printed patent. These mistakes were made by the U.S. Patent and Trademark Office.

Specifically, the printed patent contains the following errors for which a Certificate of Correction is respectfully requested:

Requested Change	Location of Support in File History	Error
In column 40, claim 1, line 65, please delete "aniinoalkyl" and replace therein with --aminoalkyl--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 16, line 2.	PTO
In column 41, claim 2, please delete lines 40-41, "6-Chloro-N-(2,4-dimethyl-6-nitrophenyl)-3-pyridinecarboxamide;".	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 17, lines 10-11.	PTO
In column 41, claim 2, line 43, please delete "and".	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 17, line 11.	PTO

Requested Change	Location of Support in File History	Error
In column 41, claim 2, line 45, please delete “.” and insert therein --; and--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 17, line 12.	PTO
In column 41, claim 2, please insert the following between lines 45 and 46: --6-Chloro-N-(4-chloro-2-methyl-6-nitrophenyl)-3-pyridinecarboxamide.--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 17, line 13.	PTO
In column 42, claim 4, please insert the following between lines 6 and 7: --6-Chloro-N-(4-fluoro-2-nitrophenyl)-3-pyridinecarboxamide;--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 18, line 8.	PTO
In column 42, claim 4, line 9, please delete “trifluoromethoxy]phenyl” and insert therein --trifluoromethoxyphenyl--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 18, line 10.	PTO
In column 42, claim 5, line 28, please insert the following between “pyridinecarboxamide,” and “and”: --4-Trifluoromethyl-N-(4-ethoxy-2-nitrophenyl)-3-pyridinecarboxamide,--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 19, line 12.	PTO
In column 42, claim 7, line 36, please delete “Formula” and insert therein --Formula III:--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 3, lines 7-8.	PTO
In column 42, claim 7, line 62, please delete “carbonylainido, alkythiol,” and insert therein --carbonylamido, alkylthiol,--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 4, line 1.	PTO
In column 43, claim 7, line 11, please delete “carbocycloalicyl” and insert therein --carbocycloalkyl--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 4, line 10.	PTO
In column 43, claim 7, line 15, please delete “alkythiol” and insert therein --alkylthiol--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 4, line 12.	PTO
In column 43, claim 7, line 25, please delete “alkythiol” and insert therein --alkylthiol--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 4, line 19.	PTO
In column 43, claim 7, line 34, please delete “lyrrophocytic” and insert therein --lymphocytic--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 5, line 6.	PTO

Requested Change	Location of Support in File History	Error
In column 43, claim 7, lines 34-35, please insert --breast-- between "leukemia," and "carcinoma".	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 5, lines 6-7.	PTO
In column 44, claim 13, line 2, please delete "pyridinecarboxanlide" and insert therein --pyridinecarboxamide--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 7, line 3.	PTO
In column 44, claim 13, line 4, please delete "pyridinecarboxaniide" and insert therein --pyridinecarboxamide--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 7, line 4.	PTO
In column 44, claim 13, line 8, please delete "pyridinecarboxaniide" and insert therein --pyridinecarboxamide--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 7, line 6.	PTO
In column 44, claim 13, line 13, please delete "cyao" and insert therein --cyano--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 7, line 9.	PTO
In column 44, claim 15, line 45, please delete "pyridinecarboXafllide" and insert therein --pyridinecarboxamide--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 8, line 5.	PTO
In column 44, claim 15, line 47, please delete "pyridinecarboxanlide" and insert therein --pyridinecarboxamide--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 8, line 6.	PTO
In column 44, claim 15, line 49, please delete "pyridinecarboxainide" and insert therein --pyridinecarboxamide--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 8, line 7.	PTO
In column 44, claim 15, line 50, please delete "mcthoxy" and insert therein --methoxy--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 8, line 8.	PTO
In column 44, claim 15, line 53, please delete "pyridinecarboxaflhlide" and insert therein --pyridinecarboxamide--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 8, line 9.	PTO
In column 44, claim 15, line 55, please delete "pyridinecarbOxaflhlide" and insert therein --pyridinecarboxamide--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 8, line 10.	PTO

Requested Change	Location of Support in File History	Error
In column 44, claim 15, line 57, please delete "pyridinecarboxaflhide" and insert therein --pyridinecarboxamide--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 8, line 11.	PTO
In column 44, claim 15, line 61, please delete "pyridinecarboxaniide" and insert therein --pyridinecarboxamide--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 8, line 13.	PTO
In column 44, claim 15, line 62, please delete "nitropbenyl" and insert therein --nitrophenyl--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 8, line 14.	PTO
In column 44, claim 15, line 63, please delete "pyridinecarboxaniide" and insert therein --pyridinecarboxamide--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 8, line 14.	PTO
In column 45, claim 15, line 8, please delete "pyridinecarboxaniide" and insert therein --pyridinecarboxamide--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 8, line 20.	PTO
In column 45, claim 16, line 11, please delete "m" and insert therein --III--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 9, line 3.	PTO
In column 45, claim 16, line 41, please delete "heteroarylailcynyl" and insert therein --heteroarylalkynyl--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 9, line 15.	PTO
In column 45, claim 16, line 46, please delete "alkyithiol" and insert therein --alkylthiol--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 10, line 2.	PTO
In column 45, claim 16, line 55, please delete "alkyithiol" and insert therein --alkylthiol--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 10, line 8.	PTO
In column 46, claim 16, line 13, please delete "chioromethyl" and insert therein --chloromethyl--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 11, line 12.	PTO
In column 46, claim 18, line 54, please delete "aniinoalkyl" and insert therein --aminoalkyl--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 12, line 10.	PTO
In column 46, claim 18, line 61, please delete "heteroarylallcyl" and insert therein --heteroarylalkyl--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 12, line 15.	PTO

Requested Change	Location of Support in File History	Error
In column 46, claim 18, line 63, please delete "acylaniido" and insert therein --acylamido--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 12, line 16.	PTO
In column 46, claim 18, line 66, please delete "alkyithiol" and insert therein --alkylthiol--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 13, line 2.	PTO
In column 47, claim 18, line 9, please delete "alkyithiol" and insert therein --alkylthiol--.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 13, line 8.	PTO
In column 48, claim 19, line 4, please delete "C ₆ -C ₁₀ " and insert therein --C ₆ -C ₁₀ --.	Applicants' Amendment and Reply Under 37 C.F.R. § 1.116, filed March 19, 2004, at page 19, line 4.	PTO

Remarks

The above-noted corrections do not involve such changes in the patent as would constitute new matter or would require reexamination.

A completed Form PTO-1050 accompanies this request, with the above-noted corrections printed thereon. Accordingly, a Certificate of Correction is believed proper and issuance thereof is respectfully requested.

This request is accompanied by payment of the fee set forth in 37 C.F.R. § 1.20(a). The Commissioner is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Robert A. Schwartzman, Ph.D.
Agent for Applicants
Registration No. 50,211

Date: 1/19/05
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(202) 371-2600

UNITED STATES PATENT & TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO.: 6,794,397 *B2*

DATED : September 21, 2004

INVENTOR(S): Cai *et al.*

It is certified that an error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

In column 40, claim 1, line 65, please delete “aniinoalkyl” and replace therein with --aminoalkyl--.

In column 41, claim 2, please delete lines 40-41, which read:

“6-Chloro-N-(2,4-dimethyl-6-nitrophenyl)-3-pyridinecarboxamide;”.

In column 41, claim 2, line 43, please delete “and”.

In column 41, claim 2, line 45, please delete “.” and insert therein --; and--.

In column 41, claim 2, please insert the following between lines 45 and 46:

--6-Chloro-N-(4-chloro-2-methyl-6-nitrophenyl)-3-pyridinecarboxamide.--.

In column 42, claim 4, please insert the following between lines 6 and 7:

--6-Chloro-N-(4-fluoro-2-nitrophenyl)-3-pyridinecarboxamide;--.

In column 42, claim 4, line 9, please delete “trifluoromethoxy]phenyl” and insert therein --trifluoromethoxylphenyl--.

In column 42, claim 5, line 28, please insert the following between “pyridinecarboxamide,” and “and”:

--4-Trifluoromethyl-N-(4-ethoxy-2-nitrophenyl)-3-pyridinecarboxamide,--.

In column 42, claim 7, line 36, please delete “Formula” and insert therein --Formula III:--.

In column 42, claim 7, line 62, please delete “carbonylainido, alkythiol,” and insert therein --carbonylamido, alkylthiol,--.

MAILING ADDRESS OF SENDER:

Sterne, Kessler, Goldstein & Fox P.L.L.C.
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 (202) 371-2600

PATENT NO. 6,794,397

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Page 1 of 5

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This collection of information is required by 37 CFR 1.322, 1.323 and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you are required to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 (800-786-9199) and select option 2.

UNITED STATES PATENT & TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO.: 6,794,397 *B2*

DATED : September 21, 2004

INVENTOR(S): Cai *et al.*

It is certified that an error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

In column 43, claim 7, line 11, please delete “carbocycloalicyl” and insert therein
 --carbocycloalkyl--.

In column 43, claim 7, line 15, please delete “alkyithiol” and insert therein
 --alkylthiol--.

In column 43, claim 7, line 25, please delete “alkyithiol” and insert therein
 --alkylthiol--.

In column 43, claim 7, line 34, please delete “lyrughocytic” and insert therein
 --lymphocytic--.

In column 43, claim 7, lines 34-35, please insert --breast-- between “leukemia,” and
 “carcinoma”.

In column 44, claim 13, line 2, please delete “pyridinecarboxanlide” and insert
 therein --pyridinecarboxamide--.

In column 44, claim 13, line 4, please delete “pyridinecarboxaniide” and insert
 therein --pyridinecarboxamide--.

In column 44, claim 13, line 8, please delete “pyridinecarboxaniide” and insert
 therein --pyridinecarboxamide--.

In column 44, claim 13, line 13, please delete “cyao” and insert therein --cyano--.

In column 44, claim 15, line 45, please delete “pyridinecarboXafllide” and insert
 therein --pyridinecarboxamide--.

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CERTIFICATE OF CORRECTION

PATENT NO.: 6,794,397 *B2*

DATED : September 21, 2004

INVENTOR(S): Cai *et al.*

It is certified that an error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

In column 44, claim 15, line 47, please delete "pyridinecarboxanlide" and insert therein --pyridinecarboxamide--.

In column 44, claim 15, line 49, please delete "pyridinecarboxainide" and insert therein --pyridinecarboxamide--.

In column 44, claim 15, line 50, please delete "mcthoxy" and insert therein --methoxy--.

In column 44, claim 15, line 53, please delete "pyridinecarboxaflhlide" and insert therein --pyridinecarboxamide--.

In column 44, claim 15, line 55, please delete "pyridinecarbOxaflhlide" and insert therein --pyridinecarboxamide--.

In column 44, claim 15, line 57, please delete "pyridinecarboxaflhlide" and insert therein --pyridinecarboxamide--.

In column 44, claim 15, line 61, please delete "pyridinecarboxaniide" and insert therein --pyridinecarboxamide--.

In column 44, claim 15, line 62, please delete "nitropbenyl" and insert therein --nitrophenyl--.

In column 44, claim 15, line 63, please delete "pyridinecarboxaniide" and insert therein --pyridinecarboxamide--.

In column 45, claim 15, line 8, please delete "pyridinecarboxaniide" and insert therein --pyridinecarboxamide--.

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CERTIFICATE OF CORRECTION

PATENT NO.: 6,794,397 B2

DATED : September 21, 2004

INVENTOR(S): Cai et al.

It is certified that an error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

In column 45, claim 16, line 11, please delete "m" and insert therein
 --III--.

In column 45, claim 16, line 41, please delete "heteroarylalicycnyl" and insert therein
 --heteroarylalkynyl--.

In column 45, claim 16, line 46, please delete "alkyithiol" and insert therein
 --alkylthiol--.

In column 45, claim 16, line 55, please delete "alkyithiol" and insert therein
 --alkylthiol--.

In column 46, claim 16, line 13, please delete "chloromethyl" and insert therein
 --chloromethyl--.

In column 46, claim 18, line 54, please delete "aniinoalkyl" and insert therein
 --aminoalkyl--.

In column 46, claim 18, line 61, please delete "heteroarylalicyl" and insert therein
 --heteroarylalkyl--.

In column 46, claim 18, line 63, please delete "acylaniido" and insert therein
 --acylamido--.

In column 46, claim 18, line 66, please delete "alkyithiol" and insert therein
 --alkylthiol--.

In column 47, claim 18, line 9, please delete "alkyithiol" and insert therein
 --alkylthiol--.

MAILING ADDRESS OF SENDER:

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This collection of information is required by 37 CFR 1.322, 1.323 and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you are required to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 (800-786-9199) and select option 2.

UNITED STATES PATENT & TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO.: 6,794,397 *B2*

DATED: September 21, 2004

INVENTOR(S): Cai *et al.*

It is certified that an error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

In column 48, claim 19, line 4, please delete "C₆-C₁₀" and insert therein --C₆-C₁₀--.

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